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Attorney for Defendant
JEREMIAH COLCLEASURE

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JEREMIAH COLCLEASURE, et al.

Defendants.

No. Cr. S-05-0083 EJG

STIPULATED BRIEFING SCHEDULE
AND ORDER AND
EXCLUSION OF TIME

C/EJG

The United States of America, through Assistant U.S. Attorney R. Steven Lapham, and defendant Jeremiah Colcleasure, through his counsel Scott L. Tedmon, hereby stipulate that the current briefing schedule be vacated and the following briefing schedule be adopted. Scott L. Tedmon, counsel for defendant Jeremiah Colcleasure, needs additional time to research and investigate this matter, confer with his client and prepare any motion to be filed. The proposed briefing schedule is as follows:

_____ Defendant shall file and serve all motions by January 27, 2006.

Government's response shall be filed and served by February 10, 2006.

Defendant's reply shall be filed and served by February 17, 2006.

The hearing date on motions shall be February 24, 2006 at 10:00 a.m.

Colleen Lydon has approved the February 24, 2006 hearing date. The trial confirmation

hearing is set for February 24, 2006. The jury trial date is set for March 13, 2006.

SPEEDY TRIAL ACT - EXCLUSION OF TIME

The parties stipulate the Court should reiterate its previous finding that time be excluded through March 13, 2006 under the Speedy Trial Act based on the needs of counsel to prepare for any motion and trial, 18 U.S.C. §3161(h)(8)(B)(iv); Local Code T4. The parties stipulate and agree that the interests of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

Finally, Scott L. Tedmon has been authorized by all counsel to sign this stipulation on their behalf.

IT IS SO STIPULATED.

DATED: January 5, 2006

McGREGOR W. SCOTT
United States Attorney

/s/ R. Steven Lapham
R. STEVEN LAPHAM
Assistant U.S. Attorney

DATED: January 5, 2006

LAW OFFICES OF SCOTT L. TEDMON

/s/ Scott L. Tedmon
SCOTT L. TEDMON
Attorney for Jeremiah Colcleasure

ORDER

GOOD CAUSE APPEARING and based upon the above stipulation, IT IS HEREBY ORDERED that the amended briefing schedule set forth above is hereby adopted.

Based upon the above stipulation, the Court reiterates its previous finding that time be excluded under the Speedy Trial Act for needs of counsel to prepare pursuant to 18 U.S.C. §3161(h)(8)(B)(iv), Local Code T4, through March 13, 2006, the date of the jury trial. The Court finds that the interests of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

IT IS SO ORDERED.

DATED: January 6, 2006

/s/ Edward J. Garcia
EDWARD J. GARCIA
Senior U.S. District Judge